

NOTICE OF INTENT

Department of Environmental Quality
Office of Air Quality and Radiation Protection
Air Quality Division

Under the authority of the Louisiana Environmental Quality Act, La. R.S. 30:2001 et seq., and in accordance with the provisions of the Administrative Procedure Act, La. R.S. 49:950, et seq., the secretary gives notice that rulemaking procedures have been initiated to amend the Air Quality Division regulations, LAC 33:III.223 (Log #AQ154).

This rule establishes fees for stationary sources that are subject to the LAC 33:III.Chapter 59, Chemical Accident Prevention Program, authorized by Act 885 of the 1997 Regular Legislative Session. This rule will allow the collection of fees from subject facilities which will enable the department to properly implement this program as required by law.

This proposed rule meets the exceptions listed in R.S. 30:2019 (D) (3) and R.S.49:953 (G) (3); therefore, no report regarding environmental/health benefits and social/economic costs is required.

A public hearing will be held on September 25, 1997, at 1:30 p.m. in the Maynard Ketcham Building, Room 326, 7290 Bluebonnet Boulevard, Baton Rouge, LA 70810. Interested persons are invited to attend and submit oral comments on the proposed amendments. Should individuals with a disability need an accommodation in order to participate please contact Patsy Deaville at the address given below or at (504) 765-0399.

All interested persons are invited to submit written comments on the proposed regulations. Commentors should reference this proposed regulation by AQ154. Such comments must be received no later than October 2, 1997, at 4:30 p.m., and should be sent to Patsy Deaville, Investigations and Regulation Development Division, Post Office Box 82282, Baton Rouge, LA 70884 or to fax number (504) 765-0486. Copies of this proposed regulation can be purchased at the above referenced address. You may contact the Investigations and Regulation Development Division at (504) 765-0399 for pricing information. Check or money order is required in advance for each copy of AQ154.

This proposed regulation is available for inspection at the following DEQ office locations from 8:00 a.m. until 4:30 p.m.: 7290 Bluebonnet Boulevard, 4th floor, Baton Rouge, LA 70810;

804 31st Street, Monroe, LA 71203; State Office Building, 1525 Fairfield Avenue, Shreveport, LA 71101; 3519 Patrick Street, Lake Charles, LA 70605; 3501 Chateau Boulevard West Wing, Kenner, LA 70065; 100 Asma Boulevard, Suite 151, Lafayette, LA 70508. This regulation is also available on the Internet at <http://www.deq.state.la.us/olae/irdd/olaeregs.htm>.

Gus Von Bodungen

Assistant Secretary

Title 33
ENVIRONMENTAL QUALITY
Part III. Air

Chapter 2. Rules and Regulations for the Fee System of the Air Quality Control Programs

§223. Fee Schedule Listing

* * *

[See Prior Text in Fee No. 0010-1720]

Additional Permit Fees and ADVF Fees		
Fee Number	Fee Description	Amount
<p style="text-align: center;">* * *</p> <p style="text-align: center;">[See Prior Text in Fee No. 2000-2520]</p>		
2600 *NOTE 16*	Accident Prevention Program Annual Registration Maintenance Fee for A-1 Sources: <u>Program 1</u>	200.00
2620 *NOTE 16*	Accident Prevention Program Annual Registration Maintenance Fee for A-2 Sources: <u>Program 2</u>	150 400.00
<u>2630</u> *NOTE 16*	<u>Accident Prevention Program Annual Maintenance Fee: Program 3</u>	<u>2500.00</u>
<p style="text-align: center;">* * *</p> <p style="text-align: center;">[See Prior Text in Fee No. 2700-2810]</p>		

Explanatory Notes for Fee Schedule

* * *

[See Prior Text in Notes 1-15]

Note 16 ~~As defined by the Compliance Data System (CDS) maintained by the department.~~ Program is based on the highest level assigned to any process at the facility (Program 3 being the highest).

* * *

[See Prior Text in Notes 17-18]

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2054.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Nuclear Energy, Air Quality Division, LR 13:741 (December 1987), amended LR 14:613 (September 1988), LR 15:735 (September 1989), amended by the Office of Air Quality and Radiation Protection, Air Quality Division, LR 17:1205 (December 1991), repromulgated LR 18:31 (January 1992), amended LR 18:706 (July 1992), LR 18:1256 (November 1992), LR 19:1373 (October 1993), LR 19:1420 (November 1993), LR 19:1564 (December 1993), LR 20:421 (April 1994), LR 20:1263 (November 1994), LR 21:22 (January 1995), LR 21:782 (August 1995), LR 21:942 (September 1995), repromulgated LR 21:1080 (October 1995), amended LR 21:1236 (November 1995), LR